**APPLICATION AND CONSENT TO SET ASIDE DEFAULT JUDGMENT AND DISCONTINUANCE**

[*SUPREME/DISTRICT/MAGISTRATES*] **Delete all but one** COURT OF SOUTH AUSTRALIA

CIVIL JURISDICTION

[*MINOR CIVIL*] **If applicable**

[*NAME OF LIST*] LIST **If applicable**

**Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.**

First Applicant

First Respondent

|  |  |  |
| --- | --- | --- |
| Lodging Party |  | |
| **Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))** | |
| Name of law firm / solicitor  **If any** |  |  |
| **Law Firm** | **Solicitor** |

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| **Application and Consent to Set Aside Judgment and Discontinuance of Action** |
| 1. The default judgment entered on [date] is set aside. 2. The applicant discontinues the action. 3. No order as to costs.   **Execution by or on behalf of the applicant(s) To be signed EITHER by solicitor OR by applicant(s)**  …………………………………………  Signature of solicitor for applicants  …………………………………………  Name printed  ………………………….  Date  …………………………………………  Signature of applicant(s)  …………………………………………  Name(s) printed  ………………………….  Date  **Execution by or on behalf of the respondent(s) To be signed EITHER by solicitor OR by applicant(s)**  …………………………………………  Signature of solicitor for respondent(s)  …………………………………………  Name printed  ………………………….  Date  …………………………………………  Signature of respondent(s)  …………………………………………  Name(s) printed  ………………………….  Date |